

**ALCOHOL BEVERAGE BOARD
THURSDAY, AUGUST 10, 2023 @ 1:00 PM
COUNTY COMMISSIONERS CONFERENCE ROOM
CHESAPEAKE BUILDING
41770 BALDRIDGE STREET
LEONARDTOWN, MD 20650
MINUTES**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, August 10, 2023, at 1:00 PM in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Chairman David Willenborg called the meeting to order at 1:00 pm.

ROLL CALL

Present:

Chairman David Willenborg
Vice-Chair Richard Watts
Member Leonard Kohl
Member Richard Shin
Member Barbara Hill
Tamara Hildebrand, Administrator
Chris Beaver, Attorney
Kevin Hall, Inspector

Not Present:

Suzan Dean, Recording Secretary
Dep. Steve Myers, Alcohol Enforcement Coordinator

APPROVAL OF THE AGENDA

Member Hill moved to approve the agenda for August 10, 2023 and was seconded by Member Shin. Motion carried.

APPROVAL OF THE MEETING MINUTES- JULY 13, 2023

Member Kohl brought it to the attention of the Board, that there were a few mistakes in the minutes. Member Shin made a motion to table the July minutes until the next the Board meeting so corrections can be made, and Vice- Chair Watts seconded the motion. Motion carried.

OLD BUSINESS

- **Extension of Conditional Approvals**

The Creek- Arthur C. Brinkley and Celeste C. Baird – Requesting 90-day extension approval.

Arthur Brinkley and Celeste Baird appeared before the Board and were sworn in. Member Shin made a motion to approve a 90-day extension of conditional approval and the motion was seconded by Member Kohl. Motion carried.

NEW BUSINESS

- **Applications**

The Foxy Fish- Application of Mary Kristen Sprague Burke and Vijay K. Gulati to transfer The Foxy Fish (The Foxy Fish, Inc) Class B (restaurant)-BWL license from Deborah M. Buckler and David A. Buckler Jr. and t/a The Foxy Fish (Foxy Fish, LLC), 28976 Three Notch Rd., Mechanicsville, MD 20659. And permission for outdoor service on deck and patio.

Mary Kristen Sprague Burke and Vijay Gulati appeared before the Board and were sworn in. Mr. Gulati's attorney, Mr. Robert Burke was present to represent him. Mr. Gulati explained how the service will be provided on the patio and the deck areas. Vice-Chair Watts made a motion for a 90-day conditional approval pending the closing of the sale of the business, Use and Occupancy permit and the Traders license. The motion was seconded by Member Shin. Motion carried.

Sweet Blue Smoke - Application for Nancy Bosket and James B. Bosket Jr. to purchase a Class B (restaurant) BWL license and t/a Sweet Blue Smoke (Sweet Blue Smoke, LLC), 21030 Point Lookout Rd., Ste 102, Callaway, MD 20620. And permission for outdoor seating.

Nancy Bosket and James Bosket appeared before the Board and were sworn in. Vice Chair Watts asked about the fencing that is around the outdoor seating area. Mr. Bosket stated that there was no fencing at this time and that he was hoping for guidance from the Board as to what to install. Member Kohl made a motion for the approval of the application and permission for the outdoor seating. Vice-Chair Watts intervened to get clarification before the second motion was made, as he felt that the approval of the outdoor seating area should not be approved at this time. After discussion with Mrs. Hildebrand and Attorney Beaver, the decision was made to let Member Kohl's motion die. Vice-Chair Watts made a motion for the approval of the application without the outdoor seating area and was seconded by Member Hill. Motion carried.

Cather Marine - Application for Andrew L. Cather Jr. to purchase a Class A-3 BW license and t/a Cather Marine (Cather Marine Inc.), 38270 Palmer Rd., Colton's Point, MD 20626

Applicant was not present. Chairman Willenborg suggested modifying the agenda to the end of the meeting

- **Premise Changes**

MIR Beer - Requesting temporary extension of premise and extra serving counter for Spartan Race on September 16 & 17, 2023, from 7:00 AM to 7:00 PM

Donna Moore appeared before the Board and was sworn in. Ms. Moore explained what the Spartan Race is and where the alcohol will be located. Vice-Chair Watts made a motion for a 35-day conditional approval pending a special permit from LUGM, Health Department approval and clearance from the Comptroller's Office. Member Kohl seconded the motion. Motion carried.

Potomac Garden - Requesting temporary extension of premise on September 14, 2023, for small acoustic outdoor concert.

Angie Wathen appeared before the Board and was sworn in. Mrs. Hildebrand stated that all conditions have been met for this application. Member Kohl made a motion to approve this application and Vice-Chair Watts seconded the motion. Motion carried.

Olde Town Pub - Requesting temporary extension of premise and extra serving counter on September 9, 2023, from noon to 11:00 PM, for outdoor concert and craft beer festival.

John MacDonald appeared before the Board and was sworn in. Mr. MacDonald explained to the Board that the extension of premise where alcohol will be served will be fenced in. Member Kohl made a motion to approve this application and Member Hill seconded the motion. Motion carried.

BOARD ADMINISTRATOR'S REPORT

- **MALA Conference**

Mrs. Hildebrand requested a total of all Board members and staff who will be attending the MALA conference in October. Vice- Chair Watts is the only Board member who will not be attending the conference.

Mrs. Hildebrand made a clarification that the storage of alcohol did not have to be under lock and key within the building confines; the building itself is the storage confines.

BOARD INSPECTOR REPORT

For the Month of July, Inspector Hall reported:

- 14 inspections, few follow-ups
- Investigated a complaint.
- Taught RAST
- Had conversation with the ATCC about issues that needed further guidance.

BOARD MEMBERS TIME

Member Shin asked the Board for some guidance as to what is the boundary or defined space of an outdoor seating area and what would be the best recommendation for them to use as fencing. Chairman Willenborg explained that it just needs to be a defined area. Attorney Beaver added there is no particular requirement.

Chairman Willenborg recalled the application for Cather Marine. Applicant was not present.

ADJOURNMENT

Vice-Chair Watts made a motion to adjourn at 2:15 pm. Motion was seconded by Member Shin. Motion carried.

Respectfully submitted,

Suzan Dean, Recording Secretary

David Willenborg, Chair